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March 27, 1997

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**VIA HAND DELIVERY**

Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, NW  
Room 222  
Washington, DC 20554

MAR 27 1997

**Re: Ex Parte Presentation  
GN Docket No. 96-228**

Dear Mr. Caton:

On Wednesday, March 26, Julius Genachowski from the Office of Chairman Hundt participated in a conference call with representatives of the four DARS applicants, including Peter K. Pitsch, counsel for Satellite CD Radio, Diane S. Hinson, counsel for Digital Satellite Broadcasting Corporation ("DSBC"), Leslie A. Taylor, counsel for Primosphere Limited Partnership, Stephen J. Berman, counsel for American Mobile Radio Corporation, Mel Barnat of DSBC, and Richard Cooperman of Primosphere Limited Partnership.

The purpose of this call was to discuss issues raised by the Petition for Expedited Reconsideration filed by PACS Provider Forum ("PPF") and DigiVox Corporation in the above-referenced docket. The participants also discussed issues raised in PPF's reply to the DARS applicants' oppositions to that petition. During the discussion, representatives of the DARS applicants expressed the view that the technical analysis presented by PPF and DigiVox underestimates the level of harmful interference that would be caused to DARS operations if their proposal were adopted. These representatives pointed out further that the out-of-band emission limits adopted in the recent WCS order represented a compromise, and that given the time constraints in this proceeding, the prudent course would be to proceed with the licensing process for both services under the current standard. With the DARS and WCS auctions upcoming in early and mid-April, respectively, the DARS representatives expressed the view that the difficult engineering issues raised by the PPF's petition cannot be equitably resolved prior to these events. These representatives also said that, assuming the current standard is retained, the DARS licensees would be open to negotiations on interference issues after the licensing process.

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Two copies of this Notice are being submitted to the Secretary of the FCC in accordance with Section 1.1206(a)(1) of the Commission's Rules. Please direct any questions regarding this matter to the undersigned.

Respectfully submitted,

A handwritten signature in cursive script, reading "Stephen J. Berman".

Stephen J. Berman  
Counsel to American Mobile Radio Corp.

cc: Diane S. Hinson  
Peter K. Pitsch  
Leslie A. Taylor